

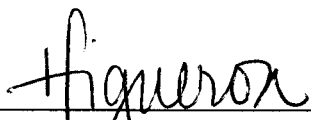
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) MAGISTRATE CASE No: '08 MJ 8679  
 )  
Plaintiff, ) COMPLAINT FOR VIOLATION OF  
v. ) 8 U.S.C. § 1324(a)(2)(B)(iii)  
 ) Bringing In Illegal Aliens  
Eddie Edel REYES ) Without Presentation (Felony)  
 )  
Defendant. )

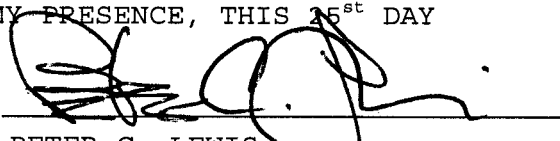
The undersigned complainant, being duly sworn, states:

That on July 24, 2008, within the Southern District of California, defendant Eddie Edel REYES, with the intent to violate immigration laws of the United States, knowing and in reckless disregard of the fact that one alien, namely, Noe Juan LOPEZ Gudino, had not received prior official authorization to come to, enter and remain in the United States, did bring to the United States said alien and upon arrival did not bring and present said aliens immediately to a Customs Border Protection Officer at the designated port of entry; in violation of Title 8, United States Code, Section 1324(a)(2)(B)(iii).

And the complainant states that this complaint is based on the attached Statement of facts, which is incorporated herein by reference.

  
Izabel Figueroa, CBP  
Enforcement Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 25<sup>th</sup> DAY  
OF JULY 2008.

  
PETER C. LEWIS  
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

v.

2 Eddie Edel REYES

3 STATEMENT OF FACTS

4 The complainant states that this complaint is based upon  
5 the reports of the apprehending officers and the investigation  
6 conducted by United States Customs & Border Protection  
7 Enforcement Officer Izabel Figueroa.

8 On July 24, 2008, at approximately 06:38 P.M., Eddie Edel  
9 REYES arrived at the Calexico, California, West Port of Entry,  
10 as the driver of a 1991 Ford F-150 Pickup Truck.

11 During the primary inspection, REYES gave a negative  
12 Customs declaration to the primary United States Customs and  
13 Border Protection Officer (CBPO) Carlos Contreras. REYES stated  
14 to CBPO Contreras he had owned the vehicle for approximately  
15 four to five days and that he was going to Calexico, CA. CBPO  
16 Contreras stated that when REYES handed him his birth  
17 certificate, his hands were visibly shaking. Upon cursory  
18 inspection of the vehicle, CBPO Contreras discovered that the  
19 vehicle's seat was hard and he opted to escort REYES and the  
20 vehicle for further inspection.

21 In secondary inspection, United States Customs and Border  
22 Protection Officer (CBPO) Rigoberto Ramos conducted his  
23 inspection of the vehicle and he cut open the upholstery, lifted  
24 the seat and discovered an undocumented male, later identified  
25 as Noe Juan Carlos LOPEZ Gudino. LOPEZ Gudino was removed from  
26 the vehicle. REYES and LOPEZ Gudino were taken to the Port  
27 Enforcement Team for further disposition.  
28

1 REYES was placed under arrest and advised of his rights per  
2 Miranda in the Spanish language by United States Customs and  
3 Border Protection Enforcement Officer (CBPOE) Izabel Figueroa  
4 and witnessed by CBPO Ramon Munoz. REYES said he understood his  
5 rights and would answer questions without an attorney present.

6 REYES stated he was aware the vehicle he was driving had a  
7 person concealed under the seat of the vehicle. REYES stated  
8 that an unknown male smuggler named "Jesse" had approached him  
9 and told him that he could help him pay his electricity bill if  
10 he would bring his vehicle across with someone concealed in it.  
11 REYES stated he agreed and that he was going to be paid to bring  
12 him in. REYES also stated he was going to drop off the  
13 undocumented alien at the Wal-Mart in Calexico, CA.

14 Material Witness Noe Juan Carlos LOPEZ Gudino stated he is  
15 a citizen and national of Mexico with no legal entry documents  
16 to enter, reside or pass through the United States. LOPEZ Gudino  
17 stated that he had made the smuggling arrangements with an  
18 unknown smuggler in Mexicali, Mexico. LOPEZ Gudino stated he was  
19 told that once he crossed, he would be told how much he was to  
20 pay for being smuggled into the United States and that his final  
21 destination was to be Las Vegas, Nevada where he was to be  
22 reunited with his family. When presented with a photo line-up  
23 LOPEZ Gudino was unable to identify REYES.

24 ///

25 ///

26 ///

27 ///

28 ///

Material Witness:

Name	Country of Birth
Noe Juan Carlos LOPEZ Gudino	MEXICO

Further, the complainant states that she believes said alien is a citizen of a country other than the United States; that said alien has admitted that he is deportable; that his testimony is material, that it is impracticable to secure his attendance at the trial by subpoena; and he is a material witness in relation to this criminal charge and should be held or admitted to bail pursuant to Title 18, United States Code, Section 3144.